IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 907 OF 2005

Prasad Harendra Bhatte... ... ... Petitioner.

Versus

State of Maharashtra & Ors. ... . Respondents.

Ms. Helen Koli-Mandlik with Mr. R. K. Mendadkar
for the Petitioner.

Mr. R. D. Rane, Addl. G.P. for the Respondent Nos.1 to 3.

CORAM: DALVEER BHANDARI, C.J. &

S. A. BOBDE, J.

DATED : FEBRUARY 24, 2005.

P.C. :

The learned Counsel for the petitioner submitted that the petitioner had applied for the caste validity certificate before the

Caste Scrutiny Committee. The certificate has not yet been issued by the respondent No.2 Committee. The petitioner secured admission in the First Year of Engineering Degree Course under reserved category in Respondent No.4 College. The said college issued the impugned notice on 15th February, 2005, cancelling his admission for non-production of caste validity certificate within 12 weeks from the date of his admission.

2. We have heard the learned Counsel for the parties.

3. We request Respondent No.2 – Committee to scrutinise the case of the petitioner and decide the same within a period of three months from today. The petitioner is directed to appear before the Committee on 7th March, 2005 at 11.00 a.m. The petitioner's admission in the respondent No.4 College has been cancelled because of delay in submission of the Caste Validity Certificate. In the fact and circumstances of this case, we direct

that the delay in submitting the Certificate be condoned and admission be restored to same class.

4. No further directions are necessary. This petition is accordingly disposed of.

Sd/-

CHIEF JUSTICE

Sd/-

S. A. BOBDE, J.